CHARLES JAY WOLFE
v.
NEW HAMPSHIRE
DEPARTMENT OF
CORRECTION

CASE NUMBER 1:06-CV-321

U.S. DISTRICT COURT
DISTRICT OF N.H.
2007 JUN 27 A 10:00

JUNE 25TH 2007

"Motion"

1. THE UNITED STATES DISTRICT COURT OF THE DISTRICT OF NEW HAMPSHIRE COMPEL THE NEW HAMPSHIRE DEPARTMENT OF CORRECTION OF THE STATE OF NEW HAMPSHIRE TO ABIDE BY ALL FEDERAL, STATE LAWS TO INCLUDE RSA'S, N.H. ADMIN. RULES WHICH INCLUDES THE ENTIRE "FOOD SERVICE" N.H. ADMIN. RULES, COR 301.03 WHICH IS GOVERNED BY STATUTORY AUTHORITY RSA 21-H:13, RSA 622:44; RSA 651:2 RSA 623-C:2 "MEDICAL SERVICES FOR STATE ASSIGNMENT" "HISTORY: 2004 18:1, EFF. JUNE 11, 2004." AND THE DEPARTMENT OF CORRECTIONS OF THE STATE OF NEW HAMPSHIRE SHALL ABIDE BY THE RULES AND LAWS OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES. THE FOOD [illegible] ALL INCLUSIVE THAT THE DEPARTMENT OF CORRECTION OF THE STATE OF NEW HAMPSHIRE CORRECT ALL (PPD'S) POLICY AND PROCEDURE DIRECTIVES OF FEDERAL AND STATE LAWS TO BE ADJUSTED.
2. THE MEDICAL DEPARTMENT WILL PLACE AN INMATE UPON THE INMATES REQUEST IN WRITING ON THEIR CHOSEN DIET FOR HEALTH, RELIGION OR RELIGIOUS BELIEVE.
3. THE CHAPLAIN WILL NOT BE RESPONSIBLE TO PLACE AN INMATE ON ANY DIET. IT SHALL BE TOTALITY DONE BY A MEDICAL DOCTOR(MD), PHYSICIAN ASSISTANT(PA) OR A NURSE PRACTITIONER(NP) OR ACCORDING TO ITEMS 1 AND 2.
4. THE MEDICAL DEPARTMENT OF THE DEPARTMENT OF CORRECTIONS OF THE STATE OF NEW HAMPSHIRE WILL MONITOR THE INMATES CHOSEN DIET TO INSURE THAT THE INMATE IS RECEIVING THEIR DIET TO KEEP THE INMATE IN GOOD HEALTH.
   A. IF THE INMATE FEELS THAT THEY ARE RECEIVING DIET THAT IS NOT CORRECT OR SUB-PAR TO KEEP THEM FOR GOOD HEALTH THE INMATE WILL WRITE TO THE MEDICAL DEPARTMENT TO RECTIFY THE PROBLEM AND ALSO FOR THE MEDICAL DEPARTMENT WHO WILL MONITOR THE INMATES DIET WILL CONTACT THE FOOD SERVICE SUPERVISOR HOW TO CORRECT THE INMATES DIET WITH

A PHOTO COPY TO THE MEDICAL DIRECTOR OF THE DEPARTMENT OF CORRECTIONS OF THE STATE OF NEW HAMPSHIRE MEDICAL DIRECTOR, THE WARDEN, THE COMMISSIONER OF THE FACILITY AND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES. ON THE DATE OF THE REQUEST BY THE INMATE ON MEDICAL DEPARTMENT ADMIN ALSO COPY TO THE INMATE.

5. REASON: SEPARATION OF CHURCH AND STATE.

a. THE CHURCH IS RESPONSIBLE FOR A PERSONS RELIGIOUS BELIEVE IN THE CHOOSING OF A RELIGION.

b. THE STATE IS RESPONSIBLE FOR AN INMATES HEALTH AND WELL BEING.

THIS IS THE RELIEF REQUEST. RESPECTFULLY SUBMITTED

[signature]

CHARLES JAY WOLLAN

I HEREBY CERTIFY THAT A COPY OF THE FOREGOING WAS MAILED TO ATTORNEY ANDREW B. LIVERNOIS ESQUIRE DEPARTMENT OF JUSTICE OF THE STATE OF NEW HAMPSHIRE 33 CAPITOL STREET CONCORD, NEW HAMPSHIRE 03301. BY MEANS OF NEW HAMPSHIRE DEPARTMENT OF CORRECTIONS PPD. 26 THIS 25TH DAY OF JUNE 2007.

mm.

DATE: JUNE 25TH 2007
CASE NAME: WOLFF V. DEPARTMENT OF CORRECTIONS.
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DOCUMENT NUMBER: 4